

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

FILED  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TX  
2002 DEC 12 AM 9:09

IN RE:

DIGMAN, ROBERT & KELLY

DEBTOR

)  
)  
) CASE NO. 01-41525-S  
) CHAPTER 7  
)  
)

OR

TRUSTEE'S  
FINAL REPORT AND PROPOSED DISTRIBUTION

LINDA PAYNE, trustee of the estate of the above-named Debtors, certifies to the Court and the United States Trustee, that the trustee has faithfully and properly fulfilled the duties of the office of the trustee, that the trustee has examined all proofs of claims as appropriate under the proposed distribution, and that the proposed distribution, attached hereto, is proper, and consistent with the law and rules of court.

Therefore, the trustee requests that the Final Report and Proposed Distribution be accepted.

Date: 9/18/02

Linda Payne  
Linda Payne, Trustee

+++++

REVIEW BY UNITED STATES TRUSTEE

I have reviewed the Trustee's Final Report and Proposed Distribution.

William T. Neary  
United States Trustee  
Eastern District of Texas

Dated: 12-5-02

W. T. Neary  
By:

==

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION**

|                                   |   |                            |
|-----------------------------------|---|----------------------------|
| <b>IN RE:</b>                     | ) |                            |
|                                   | ) |                            |
| <b>DIGMAN, ROBERT &amp; KELLY</b> | ) | <b>CASE NO. 01-41525-S</b> |
|                                   | ) | <b>CHAPTER 7</b>           |
|                                   | ) |                            |
| <b>DEBTOR</b>                     | ) |                            |

**TRUSTEE'S FINAL REPORT AND APPLICATION TO CLOSE CASE AND  
DISCHARGE TRUSTEE**

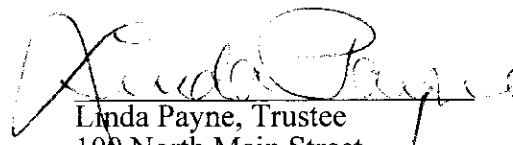
The Trustee of the estate presents the following final report:

1. The Trustee applies for commissions and expenses set forth in Schedule A and states: That they are reasonable and proper; that in the course of the performance of duties, the Trustee has advanced moneys from personal funds for expenses, and the Trustee has not been reimbursed.
2. The Trustee submits Form I as a summary of the assets and an estate property record. Any property scheduled under 11 U.S.C. Sec. 521(1) and not administered shall be deemed abandoned pursuant to 11 U.S.C. Sec. 554 (c).
3. The Trustee has reduced all assets of this estate to cash or otherwise lawfully disposed of them and the estate is ready to be closed.
4. The Trustee submits Form II as the account of estate cash receipts and disbursements.
5. There is no agreement or understanding between the Trustee and any other person for a division of the compensation sought by this application except as permitted by the Bankruptcy Code.
6. The Trustee requests approval of this final report.
7. The trustee has examined each and every claim filed and noted her approval of claims as filed, or she has filed objections to allowance or requests for reclassification.

8. The Trustee further requests that after final distribution of all moneys in accordance with the Trustee's Report of Final Distribution, and upon filing of a Supplemental Final Report and Account and certification by the U. S. Trustee the trustee be discharged from office and that the case be closed.

I declare under penalty of perjury that this Report and attached Schedules are true and correct to the best of my knowledge and belief.

Dated: 9/15/02



Linda Payne, Trustee  
100 North Main Street  
Paris, TX 75460-4171  
903 784 4393

**SCHEDULE A-1**

Case Name: DIGMAN

Case Number:01-41525-S

**A: Receipts** ----- \$ 2,254.91

**B. Disbursements**

|                           |           |
|---------------------------|-----------|
| 1. Secured Creditors----- | \$ 0      |
| 2. Administrative-----    | 758.45    |
| 3. Priority-----          | 0         |
| 4. Other-----             | 0         |
| Total disbursements-----  | \$ 758.45 |

**C. Current Balance**----- \$ 1,496.46

TRUSTEE'S FINAL REPORT CASE SUMMARY

TRUSTEE: PAYNE

CASE NAME: DIGMAN, ROBERT/KELLY

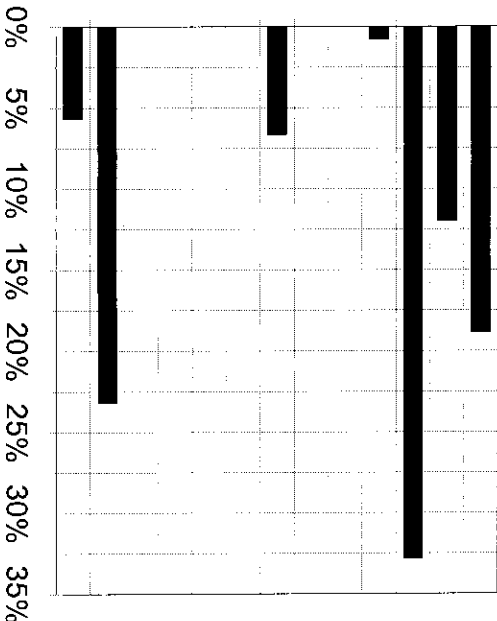
COMMENTS:

CASE NUMBER: 01-41525

DATE UST APPROVED: 12-05-02

ESTATE INCOME: TOTAL RECEIPTS: \$2,254.91 100.00%

|                              |        |        |
|------------------------------|--------|--------|
| ESTATE EXPENSES:             |        |        |
| TRUSTEE'S COMMISSION         | 425.43 | 18.87% |
| TRUSTEE'S EXPENSES           | 270.99 | 12.02% |
| FIRM'S PROFESSIONAL FEES     | 740.00 | 32.82% |
| FIRM'S PROFESSIONAL EXPENSES | 18.45  | 0.82%  |
| OTHER ATTORNEY FEES          | 0.00   | 0.00%  |
| OTHER PROFESSIONAL FEES      | 0.00   | 0.00%  |
| COURT COSTS                  | 150.00 | 6.65%  |
| ESTATE EXPENSES(TAXES, ETC)  | 0.00   | 0.00%  |
| PRIOR CHAPTER COSTS          | 0.00   | 0.00%  |
| SECURED CLAIMS PAID          | 0.00   | 0.00%  |
| PRIORITY CLAIMS PAID         | 0.00   | 0.00%  |
| UNSECURED CLAIMS PAID        | 522.29 | 23.16% |
| OTHER(RETURN TO DEBTOR, ETC) | 127.75 | 5.67%  |



UNSECURED CLAIMS ALLOWED UNSECURED CLAIMS PAID

494.25 522.29

PERCENT RECOVERED FOR UNSECURED

105.67%

# Form 1

Page: 1

## Individual Estate Property Record and Report Asset Cases

Case Number: 01-41525 DRS  
Case Name: DIGMAN, ROBERT  
DIGMAN, KELLY  
Period Ending: 09/17/02

Trustee: (631540) LINDA S. PAYNE  
Filed (f) or Converted (c): 04/20/01 (f)  
\$341(a) Meeting Date: 06/18/01  
Claims Bar Date: 09/24/01

| 1<br>Ref. # | 2<br>Asset Description<br>(Scheduled And Unscheduled (u) Property)                             | 3<br>Petition/<br>Unscheduled<br>Values | 4<br>Estimated Net Value<br>(Value Determined By Trustee,<br>Less Liens, Exemptions,<br>and Other Costs) | 5<br>Property<br>Abandoned<br>OA=\$554(a) abandon.<br>DA=\$554(c) abandon. | 6<br>Sale/Funds<br>Received by<br>the Estate | 7<br>Asset Fully<br>Administered (FA)/<br>Gross Value of<br>Remaining Assets |
|-------------|--|---|--|--|--|--|
| 1           | 2221 Proctor, Carrollton - Homestead   | 80,000.00                               | 0.00   | DA   | 0.00   | FA   |
| 2           | Checking account   | 575.00                                  | 0.00   | DA   | 0.00   | FA   |
| 3           | Household goods  | 2,500.00                                | 0.00   | DA   | 0.00   | FA   |
| 4           | Books and pictures   | 500.00                                  | 0.00   | DA   | 0.00   | FA   |
| 5           | Clothing and jewelry   | 2,000.00                                | 0.00   | DA   | 0.00   | FA   |
| 6           | Firearms   | 400.00                                  | 0.00   | DA   | 0.00   | FA   |
| 7           | Life insurance - Lutheran Brotherhood  | 636.00                                  | 0.00   | DA   | 0.00   | FA   |
| 8           | Retirements  | 129,501.45                              | 0.00   | DA   | 0.00   | FA   |
| 9           | 1997 Pontiac Grand Prix  | 10,300.00                               | 0.00   | DA   | 0.00   | FA   |
| 10          | 1981 Chevy Pickup  | 500.00                                  | 0.00   | DA   | 0.00   | FA   |
| 11          | 4 dogs, 3 cats   | 0.00                                    | 0.00   | DA   | 0.00   | FA   |
| 12          | Preference to Dan Pruett<br>No need to continue collecting - only \$494.00 in claims<br>filed. | 3,200.00                                | 3,200.00   |  | 2,250.00                                     | FA   |
| Int         | INTEREST (u)   | Unknown                                 | N/A  |  | 4.91   | Unknown  |
| 13          | Assets   | Totals (Excluding unknown values)       | \$230,112.45   | \$3,200.00   | \$2,254.91                                   | \$0.00   |

# Form 1

Page: 2

## Individual Estate Property Record and Report Asset Cases

**Case Number:** 01-41525 DRS  
**Case Name:** DIGMAN, ROBERT  
DIGMAN, KELLY  
**Period Ending:** 09/17/02

**Trustee:** (631540) LINDA S. PAYNE  
**Filed (f) or Converted (c):** 04/20/01 (f)  
**\$341(a) Meeting Date:** 06/18/01  
**Claims Bar Date:** 09/24/01

| 1   | 2                                  | 3   | 4   | 5                                       | 6   |
|---|------------------------------------|---|---|---|---|
| Asset Description<br>(Scheduled And Unscheduled (u) Property) | Petition/<br>Unscheduled<br>Values | Estimated Net Value<br>(Value Determined By Trustee,<br>Less Liens, Exemptions,<br>and Other Costs) | Property<br>Abandoned<br>OA=\$554(a) abandon.<br>DA=\$554(c) abandon. | Sale/Funds<br>Received by<br>the Estate | Asset Fully<br>Administered (FA)/<br>Gross Value of<br>Remaining Assets |
| Ref. #  |                                    |   |   |   |   |

### Major Activities Affecting Case Closing:

Paying out preference.  
Claims filed total \$494,251  
Will file final report - no need for debtor to finish paying back preference.

**Initial Projected Date Of Final Report (TFR):** January 1, 2003

**Current Projected Date Of Final Report (TFR):** January 1, 2003

## Form 2

Page: 1

## Cash Receipts And Disbursements Record

Case Number: 01-41525 DRS  
Case Name: DIGMAN, ROBERT  
DIGMAN, KELLY  
Taxpayer ID #: 13-7307859  
Period Ending: 09/17/02

Trustee: LINDA S. PAYNE (631540)  
Bank Name: JPMORGAN CHASE BANK  
Account: 312-8580792-65 - Money Market Account  
Blanket Bond: \$300,000.00 (per case limit)  
Separate Bond: N/A

| 1<br>Trans.<br>Date | 2<br>{Ref #} /<br>Check # | 3<br>Paid To / Received From | 4<br>Description of Transaction  | 5<br>T-Code | 5<br>Receipts<br>\$ | 6<br>Disbursements<br>\$ | 7<br>Money Market<br>Account Balance |
|---------------------|---------------------------|------------------------------|----------------------------------|-------------|---------------------|--------------------------|--------------------------------------|
| 11/15/01            | {12}                      | Robert Digman                | Payment on preference            | 1141-000    | 250.00              |                          | 250.00                               |
| 11/30/01            | Int                       | THE CHASE MANHATTAN BANK     | Interest posting at 1.0500%      | 1270-000    | 0.08                |                          | 250.08                               |
| 12/06/01            | {12}                      | Robert Digman                | Payment on Preference            | 1141-000    | 250.00              |                          | 500.08                               |
| 12/31/01            | Int                       | THE CHASE MANHATTAN BANK     | Interest posting at 1.0500%      | 1270-000    | 0.38                |                          | 500.46                               |
| 01/31/02            | Int                       | THE CHASE MANHATTAN BANK     | Interest posting at 0.9500%      | 1270-000    | 0.42                |                          | 500.88                               |
| 02/25/02            | {12}                      | Robert Digman                | Payment on preference            | 1141-000    | 250.00              |                          | 750.88                               |
| 02/28/02            | Int                       | THE CHASE MANHATTAN BANK     | Interest posting at 0.8500%      | 1270-000    | 0.35                |                          | 751.23                               |
| 03/29/02            | Int                       | THE CHASE MANHATTAN BANK     | Interest posting at 0.8500%      | 1270-000    | 0.54                |                          | 751.77                               |
| 04/18/02            | {12}                      | Robert Digman                | Payment on preference            | 1141-000    | 250.00              |                          | 1,001.77                             |
| 04/24/02            | 1001                      | BILL PAYNE                   | Court approved Atty fees         | 3210-000    |                     | 740.00                   | 261.77                               |
| 04/24/02            | 1002                      | BILL PAYNE                   | Court approved atty expenses     | 3220-000    |                     | 18.45                    | 243.32                               |
| 04/30/02            | Int                       | THE CHASE MANHATTAN BANK     | Interest posting at 0.8500%      | 1270-000    | 0.47                |                          | 243.79                               |
| 05/09/02            | {12}                      | Robert Digman                | Payment on Preference            | 1141-000    | 250.00              |                          | 493.79                               |
| 05/31/02            | Int                       | JPMORGAN CHASE BANK          | Interest posting at 0.8000%      | 1270-000    | 0.27                |                          | 494.06                               |
| 06/03/02            | {12}                      | Robert Digman                | Payment on Preference            | 1141-000    | 250.00              |                          | 744.06                               |
| 06/25/02            | {12}                      | Robert Digman                | Payment on preference            | 1141-000    | 250.00              |                          | 994.06                               |
| 06/28/02            | Int                       | JPMORGAN CHASE BANK          | Interest posting at 0.8000%      | 1270-000    | 0.49                |                          | 994.55                               |
| 07/28/02            | {12}                      | Robert Digman                | Payment on preference            | 1141-000    | 250.00              |                          | 1,244.55                             |
| 07/31/02            | Int                       | JPMORGAN CHASE BANK          | Interest posting at 0.8000%      | 1270-000    | 0.68                |                          | 1,245.23                             |
| 08/30/02            | Int                       | JPMORGAN CHASE BANK          | Interest posting at 0.7500%      | 1270-000    | 0.79                |                          | 1,246.02                             |
| 09/09/02            | {12}                      | Robert Digman                | Payment on preference            | 1141-000    | 250.00              |                          | 1,496.02                             |
| 09/17/02            | Int                       | JPMORGAN CHASE BANK          | Current Interest Rate is 0.7500% | 1270-000    | 0.44                |                          | 1,496.46                             |
| 09/17/02            |                           | To Account #312858079266     | Final Report                     | 9999-000    |                     | 1,496.46                 | 0.00                                 |

Subtotals : \$2,254.91

\$2,254.91

{ Asset reference(s)

{ Not printed or not transmitted

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# Form 2

Page: 2

## Cash Receipts And Disbursements Record

Case Number: 01-41525 DRS  
Case Name: DIGMAN, ROBERT  
DIGMAN, KELLY  
Taxpayer ID #: 13-7307859  
Period Ending: 09/17/02

Trustee: LINDA S. PAYNE (631540)  
Bank Name: JPMORGAN CHASE BANK  
Account: 312-8580792-65 - Money Market Account  
Blanket Bond: \$300,000.00 (per case limit)  
Separate Bond: N/A

| 1<br>Trans.<br>Date | 2<br>{Ref #} /<br>Check # | 3<br>Paid To / Received From | 4<br>Description of Transaction | 5<br>Receipts<br>\$ | 6<br>Disbursements<br>\$ | 7<br>Money Market<br>Account Balance |
|---------------------|---------------------------|------------------------------|---------------------------------|---------------------|--------------------------|--------------------------------------|
| ACCOUNT TOTALS      |                           |                              |                                 |                     |                          |                                      |
|                     |                           |                              | Less: Bank Transfers            | 2,254.91            | 2,254.91                 | \$0.00                               |
|                     |                           |                              |                                 | 0.00                | 1,496.46                 |                                      |
|                     |                           |                              | Subtotal                        | 2,254.91            | 758.45                   |                                      |
|                     |                           |                              | Less: Payments to Debtors       |                     | 0.00                     |                                      |
|                     |                           |                              | NET Receipts / Disbursements    | \$2,254.91          | \$758.45                 |                                      |

## Form 2

Page: 3

## Cash Receipts And Disbursements Record

Case Number: 01-41525 DRS  
Case Name: DIGMAN, ROBERT  
DIGMAN, KELLY  
Taxpayer ID #: 13-7307859  
Period Ending: 09/17/02

Trustee: LINDA S. PAYNE (631540)  
Bank Name: JPMORGAN CHASE BANK  
Account: 312-8580792-66 - Checking Account  
Blanket Bond: \$300,000.00 (per case limit)  
Separate Bond: N/A

| 1<br>Trans.<br>Date | 2<br>{Ref #} /<br>Check # | 3<br>Paid To / Received From | 4<br>Description of Transaction | 5<br>T-Code | 5<br>Receipts<br>\$ | 6<br>Disbursements<br>\$ | 7<br>Checking<br>Account Balance |
|---------------------|---------------------------|------------------------------|---------------------------------|-------------|---------------------|--------------------------|----------------------------------|
| 09/17/02            |                           | From Account #312858079265   | Final Report                    | 9999-000    | 1,496.46            |                          | 1,496.46                         |

## ACCOUNT TOTALS

Less: Bank Transfers

1,496.46 0.00

\$1,496.46

## Subtotal

1,496.46 0.00

Less: Payments to Debtors

0.00 0.00

## NET Receipts / Disbursements

\$0.00 \$0.00

## TOTAL - ALL ACCOUNTS

| Net Receipts | Net Disbursements | Account Balances |
|--------------|-------------------|------------------|
|--------------|-------------------|------------------|

MMA # 312-8580792-65

2,254.91 758.45 0.00

Checking # 312-8580792-66

0.00 0.00 1,496.46

|            |          |            |
|------------|----------|------------|
| \$2,254.91 | \$758.45 | \$1,496.46 |
|------------|----------|------------|

EOD  
FEB 25 2002

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

FILED  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TX

2002 FEB 22 PM 4:30

U.S. BANKRUPTCY  
COURT

BY Sh DEPUTY

IN RE:

ROBERT & KELLY DIGMAN

)  
)  
) CASE NO. 01-41525  
) CHAPTER 7  
)  
)

DEBTOR

ORDER GRANTING  
TRUSTEE'S APPLICATION FOR  
FEES AND EXPENSES OF ATTORNEY FOR TRUSTEE

The Court having considered Trustee's Application for Fees and Expenses of Attorney for Trustee, the same being noticed to all creditors and no objections being filed, and good cause being shown, it is hereby:

ORDERED that Linda Payne, Trustee herein, is authorized to pay Bill Payne \$740.00 for services rendered and \$18.45 in expenses incurred between June 25, 2001 and November 6, 2001 in connection with this case.

Dated: February 22, 2002

Donald R. Sharp  
HONORABLE DONALD R. SHARP  
UNITED STATES BANKRUPTCY JUDGE



PAID

4/24/02

*[Handwritten signature]*

## SCHEDULE B

### TRUSTEE COMPENSATION:

Total Receipts \$ 2,254.91

\*Total disbursements w/o Trustee fees = \$1,701.73

|   |        |
|---|--------|
| 25% of first \$5,000.00 = \$                      | 425.43 |
| 10% over \$5,000.00 and<br>under \$50,000 =       | 0      |
| 5% over \$50,000.00 and<br>under \$1,000,000.00 = | 0      |
| 3% over \$1,000,000.00 =                          | 0      |

Total Trustee Fees = \$ 425.43

### UNREIMBURSED EXPENSES: (SEE EXHIBIT "A")

|                              |       |
|------------------------------|-------|
| Recording Fees-----          | \$    |
| Premium on bond-----         |       |
| Travel-----                  | 77.00 |
| Clerical & Stenographic----- | 93.00 |
| Copies-----                  | 74.50 |
| Postage-----                 | 26.49 |
| Certified Mail (1)-----      |       |
| Court Certification-----     |       |
| Federal Express-----         |       |

TOTAL UNREIMBURSED EXPENSES--\$ 270.99

### RECORDS:

Trustee did not take possession of business or  
personal records of the debtor.

\_\_\_\_X\_\_\_\_

Trustee did take possession of business or  
personal records of the debtor.

\_\_\_\_\_

Notice given to debtor on  
to pick up business or personal records in  
hands of trustee. If not picked up within  
30 days such records or work files may be  
destroyed.

\_\_\_\_\_

Exhibit "A"

Expenses of Robert Digman 01-41525

Travel:

341(a)- Plano – 220 miles

220miles @ 0.35 per mile = \$ 77.00

| <u>Secretarial, Copies &amp; Postage:</u>                               | <u>Copies</u> | <u>Postage</u> |
|---|---------------|----------------|
| Trustee's Application to Employ Attorney<br>0.50                        | 20            | .97            |
| Trustee's Application to Defer Filing Fee<br>0.20                       | 6             | .37            |
| Final Application for Fees and Expenses Of Attorney for Trustee<br>3.10 | 102           | 16.14          |
| Final Report<br>3.00  | 120           | 3.95           |
| Distribution Checks<br>1.00   | 5             | 1.11           |
| Supplemental Final Report<br>1.50                                       | 45            | 3.95           |

Totals:

|  |          |
|--|----------|
| Travel =220miles @ 0.35 per mile-----          | \$ 77.00 |
| Secretarial = 9.30hrs @ \$10.00 per hour ----- | 93.00    |
| Copies = 298 @ \$0.25 each -----               | 74.50    |
| Postage-----                                   | 26.49    |

**Total = \$270.99**

**SCHEDULE C**  
**EXPENSES OF ADMINISTRATION**

|  | AMOUNT<br>CLAIMED | AMOUNT<br>PAID | AMOUNT<br>DUE |
|--|-------------------|----------------|---------------|
| 1. 11 U.S.C. Sec 507(a)(1)<br><u>Court Cost and Fees</u>                                 |                   |                |               |
| A. Notice & Claim Fees \$  |                   |                |               |
| B. Adv. filing fees  | 150.00            | 0              | 150.00        |
| C. Quarterly Chapt 11  |                   |                |               |
| 2. 11 U.S.C. Sec 503(b)(1)(a)<br><u>Preservation of estate</u>                           |                   |                |               |
| A. Transportation  |                   |                |               |
| B. Storage   |                   |                |               |
| C. Wages   |                   |                |               |
| D. Estates share FICA  |                   |                |               |
| E. Watchman  |                   |                |               |
| F. Insurance   |                   |                |               |
| G. Upkeep  |                   |                |               |
| H. Advertising   |                   |                |               |
| I. Expenses in Sale of<br>Real Estate  |                   |                |               |
| J. Trustee's Bond  |                   |                |               |
| 3. 11 U.S.C. Sec.503(b)(2)<br><u>Post-Petition Taxes</u><br><u>and related penalties</u> |                   |                |               |
| 4. 11 U.S.C. Sec.503(b)(2)<br><u>Compensation and</u><br><u>Reimbursement</u>            |                   |                |               |
| A. Trustee Fees  | 425.43            | 0              | 425.43        |
| B. Trustee Expenses  | 270.99            | 0              | 270.99        |
| C. Attorney to Trustee   | 740.00            | 740.00         | 0             |
| D. Expenses for Attorney   | 18.45             | 18.45          | 0             |
| E. Attorney to Debtor  |                   |                |               |
| F. Expenses for Attorney   |                   |                |               |
| G. Auctioneers Fees  |                   |                |               |
| Auctioneers Expenses   |                   |                |               |
| H. Appraiser   |                   |                |               |
| I. Accountant  |                   |                |               |

5. 11 U.S.C. Sec.503(b)(3)  
Expenses of Creditors  
or Committees

6. 11 U.S.C. Sec 503(b)(4)  
Compensation of professionals  
for creditors or committees

7. Other

|            |             |        |        |
|------------|-------------|--------|--------|
| TOTAL----- | \$ 1,604.87 | 758.45 | 846.42 |
|------------|-------------|--------|--------|

EOD

JUL 24 2001

U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS

01 JUL 23 AM 11:15

CLERK U.S. BANKRUPTCY  
COURT

BY *mk* DEPUTY

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

IN RE:

*Digman, Robert + Kelly*

CASE NO. 01-41525  
CHAPTER 7

DEBTORS

**ORDER GRANTING  
TRUSTEE'S APPLICATION FOR DEFERRAL OF FILING FEE  
IN AN ADVERSARY PROCEEDING**

The Court having considered the Trustee's Application for Deferral of Filing Fee in an Adversary Proceeding and good cause being shown, it is accordingly

ORDERED that the Court defer the filing fees and allow the trustee to file an Adversary Proceeding for Turnover of Property of the Estate.

DATED this *19th* day of *July*, 2001.

*Donald R. Sharp*  
HONORABLE DONALD R. SHARP  
UNITED STATES BANKRUPTCY JUDGE

*#150*

*13*



## SCHEDULE D

### PRIORITY CLAIMS OTHER THAN ADMINISTRATIVE EXPENSES IN THE FOLLOWING ORDER OF PRIORITY

| (1)<br>Claim<br>No.   | (2)<br>Amt.<br>Claimed | (3)<br>Amt.<br>Allowed | (4)<br>Amt.<br>Paid | (5)<br>Amt.<br>Due |
|---|------------------------|------------------------|---------------------|--------------------|
| 1. For Credit<br>Extended<br>Sec.364(e)(1)                              |                        |                        |                     |                    |
| 2. Claims from<br>failure of<br>adequate<br>protection<br>Sec.307(a)(b) |                        |                        |                     |                    |
| 3. "Gap Claims"<br>Sec.507(a)(2)  |                        |                        |                     |                    |
| 4. Wages, etc.<br>Sec.507(a)(3)   |                        |                        |                     |                    |
| 5. Contributions<br>to benefit plans<br>Sec.507(a)(4)                   |                        |                        |                     |                    |
| 6. Engaged in raising<br>of grain or fisherman<br>Sec.507(a)(5)         |                        |                        |                     |                    |
| 7. Consumer deposits<br>Sec.507(a)(6)                                   |                        |                        |                     |                    |
| 8. Alimony or support<br>of child<br>Sec 507(a)(7)                      |                        |                        |                     |                    |
| 7. Taxes<br>Sec.507(a)(8)   |                        |                        |                     |                    |

TOTAL PRIORITY CLAIMS: \$ 0

**SCHEDULE E**

**SECURED CLAIMS**

| Claim No. | Creditor | (1)<br>Amt of<br>Claim | (2)<br>Amt. Not<br>Determined | (3)<br>Amt.<br>Allowed | (4)<br>Amt.<br>Paid | (5)<br>Amt<br>Due |
|-----------|----------|------------------------|-------------------------------|------------------------|---------------------|-------------------|
|-----------|----------|------------------------|-------------------------------|------------------------|---------------------|-------------------|

Total of ALLOWED Secured Claims    \$ 0

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Total UNSECURED CLAIMS Allowed: \$ 494.25

# Eastern District of Texas Claims Register

01-41525 Robert Digman and Kelly Digman

Honorable Donald R. Sharp

Debtor Name: DIGMAN,ROBERT

*Bo date 12/21/01*  
*Gov 6/26/01*

|  |   |  |
|--|---|--|
| <b>Claim No: 1</b>                     | <i>Creditor Name:</i> pinnacle Anesthesia Consultants<br>[258766] [338059?]<br>PO Box 971644<br>Dallas, TX 75397-1644 | <i>Last Date to File Claims:</i><br>09/24/2001<br><i>Last Date to File (Govt):</i><br><i>Filing Status:</i> Allow<br><i>Docket Status:</i><br><i>Late:</i> |
| <i>Claim Date:</i><br>07/09/2001       | <i>Amends Claim No:</i> 0<br><i>Amended By Claim No:</i>  | <i>Duplicates Claim No:</i> 0<br><i>Duplicated By Claim No:</i>  |
| <b>Class</b>                           | <b>Amount Claimed</b>   | <b>Amount Allowed</b>  |
| Unsecured                              | \$74.25   |  |
| Secured                                | \$0.00  |  |
| Priority                               | \$0.00  | <i>Sub 4.22</i>  |
| Unknown                                | \$0.00  |  |
| Admin                                  | \$0.00  |  |
| <b>Total</b>                           | <b>\$74.25</b>  |  |
| <i>Description:</i>                    |   |  |
| <i>Remarks:</i> Converted from BANCAP. |   |  |

|  |   |  |
|--|---|--|
| <b>Claim No: 2</b>                     | <i>Creditor Name:</i> Andy L Erwin, DDS<br>2765 E. Trinity Mills #105<br>Carrollton, TX 75006 | <i>Last Date to File Claims:</i><br>09/24/2001<br><i>Last Date to File (Govt):</i><br><i>Filing Status:</i> Allow<br><i>Docket Status:</i><br><i>Late:</i> |
| <i>Claim Date:</i><br>08/16/2001       | <i>Amends Claim No:</i> 0<br><i>Amended By Claim No:</i>                                      | <i>Duplicates Claim No:</i> 0<br><i>Duplicated By Claim No:</i>  |
| <b>Class</b>                           | <b>Amount Claimed</b>   | <b>Amount Allowed</b>  |
| Unsecured                              | \$420.00  |  |
| Secured                                | \$0.00  |  |
| Priority                               | \$0.00  | <i>Sub 23.82</i>   |
| Unknown                                | \$0.00  |  |
| Admin                                  | \$0.00  |  |
| <b>Total</b>                           | <b>\$420.00</b>   |  |
| <i>Description:</i>                    |   |  |
| <i>Remarks:</i> Converted from BANCAP. |   |  |

## Claims Register Summary

**Case Name:** Robert Digman and Kelly Digman**Case Number:** 2001-41525**Chapter:** 7**Date Filed:** 04/20/2001**Total Number Of Claims:** 2

|                | Total Amount Claimed | Total Amount Allowed |
|----------------|----------------------|----------------------|
| Unsecured      | \$494.25             |                      |
| Secured        | \$0.00               |                      |
| Priority       | \$0.00               |                      |
| Unknown        | \$0.00               |                      |
| Administrative | \$0.00               |                      |
| Total          | \$494.25             |                      |

| PACER Service Center |              |              |          |
|----------------------|--------------|--------------|----------|
| Transaction Receipt  |              |              |          |
| 08/22/2002 16:19:33  |              |              |          |
| PACER Login:         | lp0143       | Client Code: |          |
| Description:         | SearchClaims | Case Number: | 01-41525 |
| Billable Pages:      | 1            | Cost:        | 0.07     |

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION**

|                                   |   |                            |
|-----------------------------------|---|----------------------------|
| <b>IN RE:</b>                     | } |                            |
|                                   | } |                            |
| <b>DIGMAN, ROBERT &amp; KELLY</b> | } | <b>CASE NO. 01-41525-S</b> |
|                                   | } | <b>CHAPTER 7</b>           |
| <b>DEBTOR</b>                     | } |                            |
|                                   | } |                            |

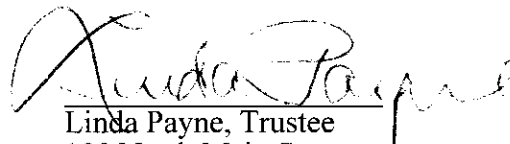
**TRUSTEE'S REPORT OF  
PROPOSED FINAL DISTRIBUTIONS**

The undersigned trustee of the estate hereby submits to the Court and to the United States Trustee this Report of Proposed Final Distributions.

1. The Court has entered orders which have become final, and which dispose of all objections to claims, all objections to the trustee's Final Report, all applications for compensation, and all other matters which must be determined by the Court before final distribution can be made.

2. The trustee proposes to make final distribution of the funds of the estate as follows, and will make such distribution upon certification by the U. S. Trustee unless written objection thereto is filed and served on the trustee and on the U. S. Trustee.

- |  |             |
|--|-------------|
| 1. Balance on hand   | \$1,496.46  |
| 2. Administrative Expenses<br>to be paid (see attached<br>schedule of payees and<br>amounts)                             | \$ 846.42   |
| 3. Priority Claims to be<br>paid (see attached<br>schedule of payees<br>and amounts)                                     | \$          |
| 4. Secured Claims to be<br>paid (see attached<br>schedule of payees<br>and amounts)                                      | \$          |
| 5. Unsecured Claims to<br>be paid (see attached<br>schedule of payees<br>and amounts)                                    | \$ 522.29   |
| 6. Miscellaneous<br>distributions to be<br>paid (see attached<br>schedule of payees<br>and amounts)<br>Surplus to Debtor | \$ 127.75   |
| 7. Total Distributions to<br>be made   | \$ 1,496.46 |
| 8. Zero Balance  | \$ 0        |

  
Linda Payne, Trustee  
100 North Main St  
Paris, TX 75460

## Claims Proposed Distribution

### Case: 01-41525 DIGMAN, ROBERT

**Case Balance:** \$1,496.46      **Total Proposed Payment:** \$1,496.46      **Remaining Balance:** \$0.00

| Claim #                          | Claimant Name   | Type        | Amount Filed      | Amount Allowed    | Paid to Date    | Claim Balance     | Proposed Payment  | Remaining Funds |
|----------------------------------|---|-------------|-------------------|-------------------|-----------------|-------------------|-------------------|-----------------|
|                                  | BILL PAYNE  | Admin Ch. 7 | 18.45             | 18.45             | 18.45           | 0.00              | 0.00              | 1,496.46        |
|                                  | <3220-00 Attorney for Trustee Expenses (Other Firm)>                          |             |                   |                   |                 |                   |                   |                 |
|                                  | BILL PAYNE  | Admin Ch. 7 | 740.00            | 740.00            | 740.00          | 0.00              | 0.00              | 1,496.46        |
|                                  | <3210-00 Attorney for Trustee Fees (Other Firm)>                              |             |                   |                   |                 |                   |                   |                 |
|                                  | CLERK, U. S. BANKRUPTCY COURT   | Admin Ch. 7 | 150.00            | 150.00            | 0.00            | 150.00            | 150.00            | 1,346.46        |
|                                  | <2700-00 Clerk of the Court Costs (includes adversary and other filing fees)> |             |                   |                   |                 |                   |                   |                 |
|                                  | LINDA S. PAYNE  | Admin Ch. 7 | 270.99            | 270.99            | 0.00            | 270.99            | 270.99            | 1,075.47        |
|                                  | <2200-00 Trustee Expenses>  |             |                   |                   |                 |                   |                   |                 |
|                                  | LINDA S. PAYNE  | Admin Ch. 7 | 425.43            | 425.43            | 0.00            | 425.43            | 425.43            | 650.04          |
|                                  | <2100-00 Trustee Compensation>  |             |                   |                   |                 |                   |                   |                 |
| 1                                | Pinnacle Anesthesia Consultants   | Unsecured   | 74.25             | 74.25             | 0.00            | 74.25             | 74.25             | 575.79          |
| 2                                | Andy L Erwin, DDS   | Unsecured   | 420.00            | 420.00            | 0.00            | 420.00            | 420.00            | 155.79          |
| 1(A)                             | Pinnacle Anesthesia Consultants   | Unsecured   | 4.22              | 4.22              | 0.00            | 4.22              | 4.22              | 151.57          |
| 2(A)                             | Andy L. Erwin, DDS  | Unsecured   | 23.82             | 23.82             | 0.00            | 23.82             | 23.82             | 127.75          |
| 3                                | Robert & Kelly Digman   | Unsecured   | 127.75            | 127.75            | 0.00            | 127.75            | 127.75            | 0.00            |
| <b>Total for Case 01-41525 :</b> |   |             | <b>\$2,254.91</b> | <b>\$2,254.91</b> | <b>\$758.45</b> | <b>\$1,496.46</b> | <b>\$1,496.46</b> |                 |

### CASE SUMMARY

|                                      | Amount Filed | Amount Allowed | Paid to Date | Proposed Payment | % paid      |
|--------------------------------------|--------------|----------------|--------------|------------------|-------------|
| <b>Total Administrative Claims :</b> | \$1,604.87   | \$1,604.87     | \$758.45     | \$846.42         | 100.000000% |
| <b>Total Unsecured Claims :</b>      | \$650.04     | \$650.04       | \$0.00       | \$650.04         | 100.000000% |

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

IN RE: ROBERT & KELLY DIGMAN / BANKRUPTCY CASE: 01-41525  
/  
/ CHAPTER 7

**NOTICE OF FILING OF FINAL REPORT OF TRUSTEE.  
APPLICATION FOR COMPENSATION AND PROPOSED DISTRIBUTIONS**

NOTICE IS GIVEN that the Trustee's Final Report and Account, report of Proposed Final Distribution and Applications for Compensation have been filed. These documents are available for public inspection at the office of the Bankruptcy Clerk, 200 E. Ferguson, Tyler, Texas 75702, or at the trustee's office whose name and address is as follows:

LINDA PAYNE    100 NORTH MAIN STREET    PARIS, TX 75460

The following Applications for Compensation have been filed:

| <u>Applicants</u>             | <u>Fees Requested</u>       | <u>Expenses Requested</u>   |
|-------------------------------|-----------------------------|-----------------------------|
| <u>LINDA PAYNE</u><br>Trustee | <u>425.43</u>               | <u>270.99</u>               |
| <u>Attorney for Trustee</u>   | <u>                    </u> | <u>                    </u> |
| <u>U. S. Bankruptcy Court</u> | <u>0.00</u>                 | <u>                    </u> |

The trustee's account shows:

| <b>Total Receipts</b> | <b>Total Disbursements</b> | <b>Balance</b>    |
|-----------------------|----------------------------|-------------------|
| <u>\$ 2254.91</u>     | <u>\$ 758.45</u>           | <u>\$ 1496.46</u> |

In addition to the commissions and fees that may be allowed by the Court, liens and priority claims which must be paid in advance of general creditors have been allowed in the total amount of \$ 0.00 ; general unsecured claims have been allowed in the amount of \$ 494.25 .  
The debtor has/has not been discharged.

Written objections to the Final Report, Application for Compensation and/or proposed Distributions must be filed with the Clerk of the Court and served on the trustee at the above mentioned address within 30 days from the date of this notice. If no objections are filed, the Court may consider the Report and Applications without hearing. If objections are filed, a hearing will be held on \_\_\_\_\_

at \_\_\_\_\_ .

Date: \_\_\_\_\_

**JAMES D. TOKOPH**, Clerk of Court

By: \_\_\_\_\_  
Deputy Clerk